

Panaji, 19th January, 1978 (Pausa 29, 1899)

SERIES II No. 42



OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Order

No. 5-28-77-Div. I

Government is pleased to depute Shri V. A. P. Mahajan, Director of Tourism, Panaji for training in course No. 33 — Tourism Planning at the University of Bradford, in U. K. from 23-1-1978 to 14-4-1978 under the Colombo Plan. The period of training will be treated as on duty.

Shri R. G. Jatkar, Director of Information, Panaji shall officiate as Director of Tourism, Panaji during the training period of Shri Mahajan, in addition to his own duties.

This issues with the concurrence of Finance Department vide their U. O. No. Fin/Exp/2675/77 dated 29-6-1977.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 13th January, 1978.

Memo

No 12-4-68-Div. I.

The list of Vigilance Officers appended to the Memo No. 12-4-68-CVD-Part. II dated 31-8-74 published in the Official Gazette, Series II No. 24 dated 12-9-1974 are modified as follows:—

1. Shri N. C. T. H. R. Noronha, Accounts Officer, Electricity Department, is nominated as Vigilance Officer in the 'Office of Chief Electrical Engineer' vice Shri D. B. Chowgule, Accounts Officer.
2. Shri P. V. Sinar, Superintendent of Police, is nominated as Vigilance Officer in the office of Inspector General of Police, vice Shri A. Chowdhari, Superintendent of Police.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 12th January, 1978.

Secretariat Administration and Co-ordination Division

Addendum

No. 1-1-67-Div. III-VII

- (i) Read order No. 1-1-67-Div. III-VII dated 22-12-1977.
- (ii) Read order No. COL/EST/PF/SGL/92 dated 12-12-1977, of the Collector of Goa, Panaji.

In the third paragraph of order No. 1-1-67-Div. III-VII dated 22-12-77 add the following words after the words super-session of "para two of".

By order and in the name of the Administrator of Goa, Daman and Diu.

K. N. S. Nair, Under Secretary (S. A. & C.).

Panaji, 10th January, 1978.

Home Department (General)

Notification

No. HD(G)/44-233/77(ii)

Read: Government Order No. COL/EST/PF/DSPV/12/127 dated 30th December, 1977.

In exercise of the powers conferred by sub-section (1) of section 20 of the Criminal Procedure Code, 1973 (Act No. 20 of 1974) the Lieutenant Governor of Goa, Daman and Diu hereby appoints Shri Santana R. R. D'Sa, Mamlatdar of Ponda, as Executive Magistrate during the leave period of Shri. D. S. P. Verlekar.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

K. B. Verekar, Under Secretary (Home).

Panaji, 9th January, 1978.

Planning Department

Order

No. 4-25/74 PLG

Read: Order No. 4-25/74 PLG dated 7-10-1976.

On the recommendations of the Departmental Promotion Committee, the ad hoc appointment of Shri Alberto de Noronha to the post of Deputy Director is continued for a further period of six months from the date of issue of this order.

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Under Secretary (Forest & Agriculture.)

Panaji, 12th January, 1978.

Revenue Department

Notification

No. RD/LQN/222/77

Whereas by Government Notification No. RD/LQN/222/77 dated 20-8-1977 published on page 250 & 251 of Series II, No. 21 of the Official Gazette, dated 25-8-1977 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Construction of Commercial cum-Office Premises near Nehru Bridge, Panaji.

And Whereas the appropriate Government (hereinafter referred to as «the Government») is satisfied after considering the report made under sub-section (2) of Section 5A of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	P. T. Sheet No.	Chalta No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Tiswadi	Panaji	46	70/part	Comunidade of Morombi-O-Pequeno.	4,269.00
2.	"	"	"	112/part	Comunidade of Morombi-O-Pequeno.	

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 7th January, 1978.

Notification

No. RD/LQN/390/77

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Approach Road for the two Span Bridge on the River Maus at Valpoi.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect

under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Deputy Collector, Goa North Division, Panaji, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section 4 of the said Act, the following Officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji-Goa.
 2. The Deputy Collector, Goa North Division, Panaji-Goa.
 3. The Superintending Engineer II, Circle II, P.W.D., Al-tinho, Panaji-Goa.
 4. The Executive Engineer, Works Division II (R&B) P.W.D., Panaji-Goa.
 5. The Director of Land Survey, Panaji-Goa.

6. A rough plan of the said land is available for inspection in the office of the Deputy Collector, Goa North Division, Panaji, for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Sub-Div. No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts
1	2	3	4	5	6	7
1.	Satari	Massor-dem	1/part	64	Shri Luis de Manuel Andrade of Valpoi. <i>Boundaries:</i> North: Luis de Manuel Andrade. South: P. W. D. Road. East: River Maus. West: Luis de Manuel Andrade	734.50

1	2	3	4	5	6	7
2.	Satari	Valpoi	2/part	—	Municipality of Satari, Valpoi. <i>Boundaries:</i> North: Municipal Property. South: P. W. D. Road. East: — do — West: River Maus.	550.37
					Total	1,284.87

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 7th January, 1978.

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Before Shri R. V. Kollali, Presiding Officer, Industrial Tribunal-Cum-Labour Court, Government of Goa, Daman and Diu

Reference No. IT/14/77

The workmen represented by The General Secretary, Mill Mazdoor Union (Goa), P. O. Box No. 90, Vasco-da-Gama. ... 1st Party

V/s.

M/s. Chowgule and Co. Pvt. Ltd., (Textile Division), Xeldem, Quepem, Goa. ... 2nd Party

The Government of Goa, Daman and Diu referred the dispute between the above parties to this Tribunal for adjudication with the following schedule:

SCHEDULE

"Whether the demands of the workmen of M/s. Chowgule and Co. Pvt. Ltd., (Textile Division), for bonus at the rate of 20% for the accounting years 1974-75 and 1975-76 is proper, legal and justified?

If not, whether the workmen are entitled to any relief and if so to what relief?".

The reference was registered and notices were sent to the Union, who has sponsored this dispute. Three times the notices were served requiring the Union to file their claim statement. The Union did not care to appear even after the receipt of the notices. Thereafter, a final notice was sent which was also served. No appearance was put in by the Union, nor was any claim filed. It therefore, follows that there is no material here before the Tribunal in support of the demands referred to in the schedule.

In the circumstances, the following award is made.

AWARD

There is no material before the Tribunal to support the demands referred to for adjudication. The reference is answered accordingly.

Dated: — 13-12-77.

(R. V. Kollali)

Place: — Dona Paula.

Presiding Officer.

By order and in the name of the Administrator of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.

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Industries and Labour Department

Order

No. IRM/CON(80)/77/IT-9/77

The following Award given by the Industrial Tribunal, Goa, Daman and Diu on an industrial dispute between the Management of M/s. Chowgule and Co. Pvt. Ltd., (Textile Division), Xeldem, Quepem, Goa, and their workmen represented by the Mill Mazdoor Union, Vasco-da-Gama, is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (XIV of 1947).

G. M. Sardessai, Under Secretary, Industries and Labour.
Panaji, 6th January, 1978.

Order

No. IRM/CON/(83)/76/IT(17)/76

The following Award given by the Industrial Tribunal, Goa, Daman and Diu on an industrial dispute between the Management of M/s. Five Star Marine and General Engineers Pvt. Ltd., Supalli, Cortalim, Goa and the workmen employed under them is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (XIV of 1947).

G. M. Sardessai, Under Secretary, Industries and Labour.
Panaji, 6th January, 1978.

Before Shri R. V. Kollali, Presiding Officer, Industrial Tribunal-Cum-Labour Court, Government of Goa, Daman and Diu
Reference No. IT/1/77.

The workmen represented by the General Secretary, Goa Dock Labour Union, Post Box No. 87, Vasco-da-Gama. ... 1st Party

V/s.

M/s. Five Star Marine & General Engineers Pvt. Ltd., Sapalli, Cortalim-Goa. ... 2nd Party

The Government of Goa, Daman and Diu referred the dispute between the above parties for adjudication to this Tribunal with the following schedule:

SCHEDULE

1. Whether the action of the Management of M/s. Five Star Marine & General Engineers Private Limited, Sapalli, Cortalim, Goa, in terminating the services of Shri Nazareth Marques, welder and Shri Saulo Naik, helper, with effect from 23-7-1976 is legal and justified?

If not to what relief the concerned workmen are entitled?

2. Whether the action of the Management in withholding the payment of wages of one day i.e. of 7th May, 1976 to 32 workmen is legal and justified?

If not to what relief these workmen are entitled?

3. Whether the workers S/Shri Adolf P. Vaz, welder, Nazareth Marques, welder, Siomon A. Vales, helper and Savlo Gopi Naik, helper, are entitled for wages for the period commencing from 29-4-76 to 12-5-76 (both days inclusive), the period for which they were refused employment?

4. Whether the workers are entitled for wages of 2 days i.e. 1st and 2nd June, 1976, the day on which Management of M/s. Five Star Marine and General Engineers Private Limited, Supalli, Cortalim, Goa, had stopped the work due to bad weather?"

The reference was registered and notices were served on the first party Union, who had sponsored the dispute, on as many as seven occasions for filing the claim statement. The final notice which is the seventh one was also served on the 1st party Union. The Union has not cared to be present before the Tribunal and file the claim statement, even though sufficient opportunity had been given. The Union has not cared even to put an appearance before this Tribunal. It therefore, follows, that there is no material before this Tribunal for even considering that the terminations under point one of the schedule and withholdings of the payment of wages for one day in point No. 2 of the schedule were not legal and justified. So also there is no material available for this Tribunal for even considering that the workers named in point No. 3 of the schedule were entitled for the wages during the period from 29th April, 1976 to 12th May, 1976 (both days inclusive). There is also no material for considering that the workers were entitled for wages for 2 days i.e. 1st and 2nd June, 1976 as referred in point No. 4 of the schedule.

The following award is therefore made.

AWARD

There is no material before the Tribunal in support of the dispute raised. The reference is answered accordingly.

Dated: — 13-12-77.

(R. V. KOLLALI)

Place: — Dona Paula.

Presiding Officer

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.

Order

No. IRM/CON/(93)/77/IT/22/77

Whereas the Lieutenant Governor of Goa, Daman and Diu is of the opinion that an industrial dispute exists between the employers in relation to the management of the Society

of Transport Panaji-Margao, Panaji (Goa), and their workman, Shri Gurudas Essu Naik, Driver, in respect of the matters specified in the Schedule hereto annexed (hereinafter referred to as the 'said dispute');

And whereas, the Lieutenant Governor of Goa, Daman and Diu considers it expedient to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Lieutenant Governor of Goa, Daman and Diu hereby refers the said dispute for adjudication to the Industrial Tribunal, Goa, Daman and Diu, Dona Paula, (Goa), constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of the Society of Transport Panaji-Margao, Panaji, Goa, in dismissing Shri Gurudas Essu Naik, Driver, from services, with effect from 2-6-1977 is legal and justified?

If not, to what relief the workman is entitled to?

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.
Panaji, 12th January, 1978.

Notification

No. 1/487/75-LAB/SOE-Holidays

In exercise of the powers conferred by sub-section (1) of section 24 of the Goa, Daman & Diu Shops & Establishments Act, 1973 (Act 13 of 1974), the Administrator of Goa, Daman and Diu hereby specifies the following 7 days, viz 5 days specified in List 'A' and any 2 days out of the list of Festival Days specified in List 'B' to be mutually decided by the employers and employees of the respective establishments, as holidays with wages in the calendar year, 1978 for the employees of the establishments to which the provisions of the said Act apply, viz. :—

LIST 'A'

Date on which festival occurs

- | | |
|---------------------|-------------------|
| 1. Republic Day | 26th January '78 |
| 2. May Day | 1st May '78 |
| 3. Independence Day | 15th August '78 |
| 4. Gandhi Jayanti | 2nd October '78 |
| 5. Liberation Day | 19th December '78 |

LIST 'B'

- | | |
|---------------------------------|-------------------|
| 1. Good Friday | 24th March '78 |
| 2. Holi | 25th March '78 |
| 3. Janmastami | 25th August '78 |
| 4. Ganesh Chaturthi | 6th September '78 |
| 5. Idul'l Fitr | 6th September '78 |
| 6. Ganesh Chaturthi | 7th September '78 |
| 7. Dussehra | 11th October '78 |
| 8. Diwali | 30th October '78 |
| 9. Goverdhan Puja | 1st November '78 |
| 10. Idu'z Zuha (Bakrid) | 12th November '78 |
| 11. Feast of St. Francis Xavier | 3rd December '78 |
| 12. Muhamarram | 12th December '78 |
| 13. Christmas Day | 25th December '78 |

Every employer shall notify the list of holidays observed by displaying notice at the office of the establishment as well as endorse a copy to the Inspector concerned.

By order and in the name of the Administrator of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.
Panaji, 11th January, 1978.

Notification

No. LID/224/70-78

In exercise of the powers conferred by sub-section (1) of Section 4 of Motor Transport Workers' Act, 1961 (27 of 1961)

as applicable to the Union Territory of Goa, Daman and Diu, the Lieutenant Governor of Goa, Daman and Diu hereby appoints Shri G. F. Lalchandani, Commissioner, Labour and Employment, Panaji, as the Chief Inspector, for the purposes of the said Act, for the whole area of Union Territory of Goa, Daman and Diu.

This supersedes the Government Notification No. LID/224/71/73/1344 dated 8th November, 1973.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.
Panaji, 11th January, 1978.

Finance Department (Revenue and Control)

Order

No. 26-2/SAD/69-70/Vol. II/Fin(Control)

With a view to improve the working of Small Savings Movement in the Union Territory of Goa, Daman and Diu, Government is pleased to constitute a State Advisory Board for National Savings consisting of the following non-officials and officials, under the chairmanship of the Chief Minister, Government of Goa, Daman and Diu.

Chairman — Chief Minister.

Vice-Chairman — Shri A. K. S. Usgaonkar 2nd Floor, Orion Building, Panaji-Goa.

Non-Official Members:

1. Shri Shantaram Samant, Sanquelim, Goa.
2. Shri Sadashiv Marathe, M.L.A., Dharbandora Tiska, Goa.
3. Shri M. M. Bhatela, Dy. Speaker, Panaji.
4. Shri Keshav S. Fugro, Diu.
5. Shri Paresh Joshi, Vasco-da-Gama.
6. Shri Vasudeva V. Dempo, Dempo House, Campal.
7. Fr. Afonso Sawant, Danua, Tivim.
8. Shri Keshav Sinai Kunde, Margao.
9. Mr. Narendra H. Dessai, Principal Holy Cross Institute, Quepem.
10. Adv. R. Khalap, M.L.A., Mapusa.
11. Smt. Teresa Coelho, Ponda, Goa.
12. Shri Waman Radakrishna, Gomantak, Panaji.
13. Shri Peter Braganza, Corlim, Mapusa, Goa.

Official Members:

1. Finance Secretary.
2. Development Commissioner.
3. Secretary, Industries and Labour.
4. Collector of Goa, Panaji.
5. Station Director, All India Radio, Panaji.
6. Iron Ore Cess Commissioner.
7. Director of Social Welfare and Provedoria.
8. Senior Superintendent of Post Offices.
9. Regional Director, National Savings Organisation, Panaji, Member Secretary.

Formation:

The Chief Minister shall be the Chairman of the Board and can co-opt any member/members.

Functions:

The functions of the board will be as follows:

- 1) To assist and advise Government in the matter of improvement of the working of Small Savings Movement in different parts of the territory, specially in rural areas.
- 2) To advise Government in the matter of publicity of Small Savings Schemes in the Territory.
- 3) To advise on measures for improvement of the working of the Scheme in various departments of the administration.
- 4) To suggest measures for popularisation of small savings amongst different sections of population, and render active co-operation in this task.

All executive authority of the Board shall vest in the Finance Secretary who will issue orders in pursuance of the recommendations of the Board, as accepted by Government.

The Board will meet once in every six months.

Copies of proceedings of the meetings of the Board will be sent to National Savings Commissioner by the Member-Secretary within a fortnight from the date of meeting.

The Member-Secretary shall attend to the administrative work of the Board as per instructions of the Chairman as part of his normal duties.

Tenure:

The Board will function for a period of two years in the first instance i.e. upto 31-5-1979. This term may be extended by Chairman for a further period of one year or less.

The official members attending Board's meeting will be treated as on duty and will be entitled to TA/DA wherever admissible under the normal rules. The non-official members will be entitled to TA/DA as admissible to Grade I Officer.

The expenditure on TA/DA of non-official members will be debited to "247-Other Fiscal Services".

By order and in the name of the Administrator of Goa, Daman and Diu.

Dr. J. C. Almeida, Finance Secretary.

Panaji, 28th December, 1977.

Notification

No. Fin(Rev)/2-36/37/3749/75

In exercise of the powers conferred by section 10A of the Goa, Daman and Diu Sales Tax Act, 1964 (4 of 1964) the Government of Goa, Daman and Diu, being satisfied that it is expedient to do so in the public interest, hereby exempts from the payment of tax, the sales made in the handicraft and handloom exhibition to be held at Panaji, in the month of January 1978, which is jointly organized by the Directorate of Industries & Mines of the Government of Goa, Daman and Diu, and the Maharashtra Small Scale Industries Development Corporation Limited, Bombay.

Provided that the dealer claiming exemption under this notification shall furnish to the Appropriate Assessing Authority, a certificate issued by the Regional Manager, Maharashtra Small Scale Industries Development Corporation Limited, Margao, certifying the name of the dealer, his address, his nature of business and the turnover of sales effected in the said exhibition with reference to cash memos/bills issued.

Provided further that no dealer collecting tax on the aforesaid sales, shall be entitled to exemption under this notification.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. S. Sukthankar, Under Secretary (Finance).

Panaji, 8th January, 1978.